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## **FACSIMILE TRANSMISSION**

Date: November 8, 2004

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Transmitted herewith is a Communication withdrawing the Express Abandonment of last Friday that inadvertently carried the caption for Serial No. 08/087,132 when the case we had agreed would be abandoned was Serial No. 08/311,665. We are keeping the latter case pending as insurance and will file a new abandonment in it as soon as we have confirmation from you that the abandonment of 08/087,132 has been disregarded and is not effective.

Sorry for the mix up.

**S**\_\_\_

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE NOV 0 8 2004

In re: Application of GREGORY

Serial No. 08/087,132

Filed: July 2, 1993

For: NEW DIAGNOSTIC AND TREATMENT METHODS INVOLVING THE CYSTIC FIBROSIS TRANSMEMBRANE REGULATOR

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Group Art Unit: 1814

Examiner: K. C. Carlson, Ph.D.

Customer No.: 26817

## COMMUNICATION

Kindly disregard the Express Abandonment filed November 5, 2004 which incorrectly carried the caption for this case when, in fact, Serial No. 08/311,665 was intended.

As is apparent from its content, no claim numbered 19, 20 or 21 is currently pending in this application. Moreover, there is specific reference to the reassertion of this subject matter in Serial No. 08/087, 132 which of course would be impossible if that application were being abandoned. Thirdly, an amendment was simultaneously filed in this application which would have placed the application in condition for allowance. Finally, it will be recalled that the abandonment of 08/311,665 (and not this application) was specifically discussed

and agreed upon during the telephone conference between Dr. Carlson and the undersigned on November 4, 2004.

An express abandonment for 08/311,665 will be filed immediately upon confirmation that the filing of this abandonment is deemed inadvertent and of no effect.

Respectfully submitted,

Brace M. Collins Reg. No. 20,066

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Date: November 8, 2004